

Response under 37 C.F.R. § 1.116 Expedited Procedure Examining Group 2652

PATENT

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ATTORNEY DOCKET NO.: 041514-5189

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re Application of:	) BOX AF
Tomohiro MIZUNO et al.	Confirmation No.: 1964
Application No. 09/656,953	) Group Art Unit: 2652
Filed: September 7, 2000	) Examiner: D.C. Nguyen
For: <b>DISK PLAYER</b>	RECEIVED
Commissioner for Patents	JAN 2 4 2003
Washington, D.C. 20231	Technology Center 2600
Sir:	23 4 1107 2000

## AMENDMENT UNDER 37 C.F.R. § 1.116

In response to the Final Office Action dated October 23, 2002 (Paper No. 8), and pursuant to 37 C.F.R. § 1.116, the period for response extending through January 23, 2003, entry of the following amendments is respectfully requested to place the application in clear condition for allowance or, alternatively, in better form for appeal:

#### IN THE CLAIMS:

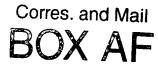
Please amend claims 1 and 2 as follows:

1. (Twice Amended) A disk player for holding a plurality of disks at a disk standby area in a casing, so that a disk selected from said plurality of disks may be transferred to a disk playing area in said casing and may be reproduced, comprising:

a plurality of disk trays, which are stacked in a predetermined direction, respectively keeping one of said plurality of disks thereon;









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Tomohiro MIZUNO et al.		Confirmation No.: 1964
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Filed: Septe	mber 7, 2000	Examiner: D.C. Nguyen
For: DISK	X PLAYER )	
Washington,	er for Patents D.C. 20231	RECEIVED JAN 2 4 2003
Sir:		Technology Center 2600
	AMENDMENT TRANSI	MITTAL FORM
1. 2. [ ] [ ]		nt responding to the Final Office Action the time period for response to which runs
[]	Citations Declaration of Biological Deposit Submission of "Sequence Listing," co	mputer readable copy and/or amendment avention containing nucleotide and/or amino
3.	Extension of Time	
	The proceedings herein are for a pater 37 C.F.R. § 1.136(a) apply.	at application and the provisions of

ATTORNEY DOCKET NO.: 041514-5189 Application Serial No.: 09/656,953

Page 2

- [X] Applicants believe that no extension of time is required. However, this conditional petition is being made to provide for the possibility that Applicants have inadvertently overlooked the need for a petition and fee for extension of time.
- [ ] Applicants petition for an extension of time, the fees for which are set out in 37 CFR § 1.17(a), for the total number of months checked below:

Total Months Requested	Fee for Extension	Extension Fee for Small Entity
[] one month [] two months [] three months [] four months	\$ 110.00 \$ 410.00 \$ 930.00 \$1,450.00	\$ 55.00 \$205.00 \$465.00 \$725.00

No extension of time fee is being submitted with this request.

If an additional extension of time is required, please consider this a Petition therefore.

	An extension for	months has already been secured and the fee paid therefore
	of \$ is deducted	from the total fee due for the total months of extension now
requested.		

#### 4. <u>Constructive Petition</u>

[X] EXCEPT for issue fees payable under 37 C.F.R. § 1.18, the Commissioner is hereby authorized by this paper to charge any additional fees during the entire pendency of this Application including fees due under 37 C.F.R. §§ 1.16 and 1.17 which may be required, including any required extension of time fees, or credit any overpayment to Deposit Account 50-0310. This paragraph is intended to be a CONSTRUCTIVE PETITION FOR EXTENSION OF TIME in accordance with 37 C.F.R. § 1.136(a)(3).

ATTORNEY DOCKET NO.: 041514-5189

Application Serial No.: 09/656,953

Page 3

# 5. Fee Calculation (37 C.F.R. §1.16)

		CLA	IMS AS AMEND	ED		
**************************************	Claims Remaining After Amendment		Highest No. Previously Paid	Present Extra	at Rate of	Total Fees
Total Claims (37 C.F.R. §1.16(c))	4	Minus	20	0	x \$18 ea. =	+ \$0
Independent Claims (37 C.F.R.§1.16(b))	1	Minus	3	0	x \$84 ea. =	+ \$0
First Presentation of Multiple Dependent Claim(s)			\$280.00	+ \$0		
		·	- <del>,.</del>	<u>L</u>	SUBTOTAL:	= \$0
			Reduction	by ½ for Filin	g by a Small Entit	y - \$
	· · · · · · · · · · · · · · · · · · ·				TOTAL FEE:	= \$0

6.	<u>Fee</u>	<b>Payment</b>

[]	The Commissioner is hereby authorized to charge the amount of \$,	
	representing \$ for the additional claims fees and \$ for	_
	fee to Deposit Account No. 50-0310.	
	-	

## No fees are being paid at this time.

[X] The Commissioner is hereby authorized to charge any additional fees which may be required, including fees due under 37 CFR §§ 1.16 and 1.17, or credit any overpayment to Deposit Account 50-0310.

Respectfully submitted, MORGAN, LEWIS & BOCKIUS LLP

By:

Dy

Dated: January 23, 2003

Paul A. Fournier Reg. No. 41,023

**CUSTOMER NO.: 009629** 

MORGAN, LEWIS & BOCKIUS LLP

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